

FIRST REGULAR SESSION

SENATE BILL NO. 377

94TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR McKENNA.

Read 1st time January 25, 2007, and ordered printed.

TERRY L. SPIELER, Secretary.

1777S.011

AN ACT

To repeal section 304.070, RSMo, and to enact in lieu thereof one new section relating to failure to stop for a school bus, with penalty provisions.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 304.070, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 304.070, to read as follows:

304.070. 1. Any person who violates any of the provisions of subsections
2 1, 3, and 6 of section 304.050 is guilty of a class A misdemeanor. In addition,
3 beginning July 1, 2005, the court may suspend the driver's license of any person
4 who violates the provision of subsection 1 of section 304.050. If ordered by the
5 court, the director shall suspend the driver's license for **[ninety] one hundred**
6 **twenty** days for a first offense of subsection 1 of section 304.050, and one
7 hundred **[twenty] eighty** days for a second or subsequent offense of subsection
8 1 of section 304.050. Any person who violates subsection 1 of section 304.050
9 where such violation results in the injury of any child shall be guilty of a class
10 D felony. Any person who violates subsection 1 of section 304.050 where such
11 violation causes the death of any child shall be guilty of a class C felony.

12 2. Any appeal of a suspension imposed under subsection 1 of this section
13 shall be a direct appeal of the court order and subject to review by the presiding
14 judge of the circuit court or another judge within the circuit other than the judge
15 who issued the original order to suspend the driver's license. The director of
16 revenue's entry of the court-ordered suspension on the driving record is not a
17 decision subject to review pursuant to section 302.311, RSMo. Any suspension

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

18 of the driver's license ordered by the court under this section shall be in addition
19 to any other suspension that may occur as a result of the conviction pursuant to
20 other provisions of law.

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Unofficial

Bill

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